

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

LONESTAR AIRPORT HOLDINGS, LLC,

Plaintiff,

v.

CITY OF AUSTIN, TEXAS,

Defendant.

Civil Action No. 1:22-cv-00770-RP

DECLARATION OF ANDREW T. NGUYEN

Pursuant to 28 U.S.C. § 1746, I hereby declare as follows:

1. My name is Andrew T. Nguyen. I am an attorney licensed in the State of California, an attorney at Munger, Tolles & Olson, LLP, and admitted to practice *pro hac vice* before this Court. I am counsel for Plaintiff Lonestar Airport Holdings, LLC in the above-captioned matter. I have personal knowledge of the facts set forth below and could testify competently to those facts if called to do so.

2. I submit this declaration in support of Lonestar's Motion for Preliminary Injunction, Dkt. 20 (the "PI Motion").

3. Attached as Exhibit A is a true and correct copy of Exhibit 1 referenced on slide 23 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

4. Attached as Exhibit B is a true and correct copy of Exhibit 2 referenced on slide 30 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

5. Attached as Exhibit C is a true and correct copy of Exhibit 3 referenced on slide 31 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

6. Attached as Exhibit D is a true and correct copy of Exhibit 4 referenced on slide 33 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

7. Attached as Exhibit E is a true and correct copy of Exhibit 5 referenced on slide 33 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

8. Attached as Exhibit F is a true and correct copy of Exhibit 6 referenced on slide 34 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

9. Attached as Exhibit G is a true and correct copy of Exhibit 7 referenced on slide 35 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

10. Attached as Exhibit H is a true and correct copy of Exhibit 8 referenced on slide 36 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

11. Attached as Exhibit I is a true and correct copy of Exhibit 9 referenced on slide 39 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

12. Attached as Exhibit J is a true and correct copy of Exhibit 10 referenced on slide 43 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

13. Attached as Exhibit K is a true and correct copy of Exhibit 11 referenced on slide 51 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

14. Attached as Exhibit L is a true and correct copy of Exhibit 12 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

15. Attached as Exhibit M is a true and correct copy of Exhibit 13 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

16. Attached as Exhibit N is a true and correct copy of Exhibit 14 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

17. Attached as Exhibit O is a true and correct copy of Exhibit 15 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

18. Attached as Exhibit P is a true and correct copy of Exhibit 16 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

19. Attached as Exhibit Q is a true and correct copy of Exhibit 17 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

20. Attached as Exhibit R is a true and correct copy of Exhibit 18 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

21. Attached as Exhibit S is a true and correct copy of Exhibit 19 referenced on slide 63 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

22. Attached as Exhibit T is a true and correct copy of Exhibit 6 to the December 15, 2022, Rule 30(b)(6) deposition of Holland Young, referenced on slide 13 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

23. Attached as Exhibit U is a true and correct copy of the run sheet showing excerpts from the December 15, 2022, Rule 30(b)(6) deposition of Holland Young that are included in the video on slide 21 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

24. Attached as Exhibit V is a true and correct copy of Exhibit 48 to the December 15–16, 2022, Rule 30(b)(6) deposition of Tracy Thompson, referenced on slide 38 of Lonestar's PowerPoint presentation used at the January 20, 2023, hearing on the PI Motion.

I declare, pursuant to 28 U.S.C. § 1746, and under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct.

Executed this 22nd day of January 2023 in New York, New York.

A handwritten signature in dark blue ink, consisting of a stylized 'A' followed by a horizontal line extending to the right.

Andrew T. Nguyen

CERTIFICATE OF SERVICE

I hereby certify that on January 22, 2023, I electronically submitted the foregoing document with the clerk of the United States District Court for the Western District of Texas, using the electronic case management CM/ECF system of the Court which will send notification of such filing to all counsel of record who are deemed to have consented to electronic service.

/s/ Andrew T. Nguyen
Andrew T. Nguyen